Patrick J. Cerillo, Esq.
Patrick J. Cerillo, LLC
4 Walter E. Foran Blvd., Suite 402
Flemington, NJ 08822
Attorney ID No. 01481-1980
T: (908) 284-0997
F: (908) 284-0915
pjcerillolaw@comcast.net
Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

MALIBU MEDIA, LLC,

Plaintiff,

v. Civil Action No. 1:16-cv-05227-RMB-KMW

SIGMUND KOZIERACHI,

Defendant.

AFFIDAVIT

I, Patrick J. Cerillo, declare under penalty of perjury that the following facts stated in this affidavit are within my personal knowledge and are true and correct.

1. I am the attorney for the Plaintiff in this action.

2. Defendant, Sigmund Kozierachi, was served with Summons and Amended Complaint on January 27, 2017.

3. More than twenty-one (21) days have elapsed since the Defendant, Sigmund Kozierachi, was served.

4. Defendant, Sigmund Kozierachi, has failed to plead or otherwise defend Plaintiff's claims.

5. Defendant, Sigmund Kozierachi, on information and belief, is not on active duty in the U.S. Military.

DECLARATION

PURSUANT TO 28 U.S.C. § 1746, I hereby declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on this 3rd day of April, 2017

/s/ *Patrick J. Cerillo*______
Attorney for Plaintiff